


AUG 26 2015

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. COLE, CLERK  
BY:   
(DEPUTY CLERK)

JAMES C. AUSTIN,  
Plaintiff,

v.

FREDERICK SCHILLING, et al.,  
Defendants.

) Civil Action No. 7:15-cv-00371  
)  
)

) ORDER  
)

) By: Hon. Michael F. Urbanski  
) United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

**ORDERED**

that the complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915A(b)(1); all pending motions are **DENIED** as moot; and the action is **STRICKEN** from the active docket of the court.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to Plaintiff.

ENTER: This 25<sup>th</sup> day of August, 2015.

*/s/ Michael F. Urbanski*

United States District Judge